



NO JS-6

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

DANIEL FINDLAY, ) Case No. EDCV 11-00819 DDP (OPx)  
)  
Plaintiff, )  
)  
v. )  
) **ORDER GRANTING MOTION TO DISMISS**  
)  
FEDERAL NATIONAL MORTGAGE )  
ASSOCIATION, aka FANNIE MAE; )  
WELLS FARGO BANK, NATIONAL )  
ASSOCIATION; NDEX WEST ) [Motion filed on 6/1/11]  
L.L.C., )  
)  
Defendants. )


Presently before the court is the Motion to Dismiss  
Plaintiff's Complaint filed by Defendants Federal National Mortgage  
Association and Wells Fargo Bank National Association. Because  
Plaintiff has not filed an opposition, the court GRANTS the motion.

Central District of California Local Rule 7-9 requires an  
opposing party to file an opposition to any motion at least twenty-  
one (21) days prior to the date designated for hearing the motion.  
C.D. CAL. L.R. 7-9. Additionally, Local Rule 7-12 provides that  
"[t]he failure to file any required paper, or the failure to file  
it within the deadline, may be deemed consent to the granting or  
denial of the motion." C.D. CAL. L.R. 7-12.

1 The hearing on Defendants' motion was initially set for July  
2 11, 2001. The court, on its own motion, granted Plaintiff until  
3 that date to file an opposition, and continued the motion to August  
4 1, 2011. (Dkt. No. 11). As of the date of this Order, Plaintiff  
5 has not filed an opposition, or any other filing that could be  
6 construed as a request for a continuance. Accordingly, the court  
7 deems Plaintiff's failure to oppose as consent to granting the  
8 motion to dismiss, and GRANTS the motion.

9  
10 IT IS SO ORDERED.

11  
12  
13 Dated: August 22, 2011

  
DEAN D. PREGERSON  
United States District Judge